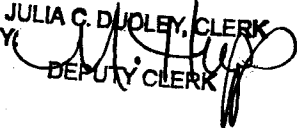


JUL -1 2015

JULIA C. DUDLEY, CLERK
BY: 
DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

KENNETH VALENTINE AWE,
Plaintiff,

v.

BENNY MULLINS, et al.,
Defendants.

Civil Action No. 7:14-cv-00665

FINAL ORDER

By: Hon. Jackson L. Kiser
Senior United States District Judge

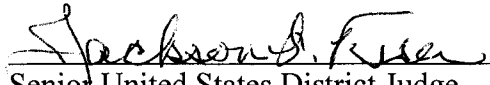
In accordance with the written Memorandum Opinion entered this day, it is hereby

ADJUDGED and ORDERED

that leave for Plaintiff to proceed in forma pauperis is **RESCINDED**; Defendants' motion for summary judgment is **GRANTED**; and this action is **STRICKEN** from the active docket.*

The Clerk shall send copies of this Order and the accompanying Memorandum Opinion to the parties.

ENTER: This 1st day of July, 2015.


Senior United States District Judge

* At the time of this Final Order's entry, Plaintiff has had at least three non-habeas civil actions dismissed as frivolous, as malicious, or for failing to state a claim upon which relief may be granted. See, e.g., Awe v. Warden Mathena, No. 7:14-cv-00241 (W.D. Va. July 3, 2014) (dismissed as frivolous); Awe v. Clarke, No. 7:14-cv-00248 (W.D. Va. July 3, 2014) (dismissed as frivolous); Awe v. Red Onion State Prison, No. 7:13-cv-00487 (W.D. Va. Mar. 17, 2014) (dismissed for failing to state a claim); see also Coleman v. Tollefson, No. 13-1333, __ U.S. __, 2015 U.S. LEXIS 3201, at *8-9, 2015 WL 2340838, at *3-4 (May 18, 2015) (holding a "strike" dismissal is counted regardless to the timing of a subsequent appeal); McLean v. United States, 566 F.3d 391, 399 (4th Cir. 2009) (noting dismissals without prejudice for frivolousness should not be exempted from 28 U.S.C. § 1915(g)).